



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:

DE-9J

JAN 18 2007

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Dave Fulbright,
Environmental Manager
Solutia, Inc.
500 Monsanto Avenue
Sauget, IL 62206-1198

Re: Notice of Violation
Solutia, Inc.
EPA Id No.: ILD000802702

Dear Mr. Fulbright:

On August 23, 2006, a representative of the United States Environmental Protection Agency (U.S. EPA) inspected the Solutia, Inc., W.G. Krummrich Plant (Solutia) located in Sauget, Illinois. The purpose of the inspection was to evaluate Solutia's compliance with certain provisions of the Resource Conservation and Recovery Act (RCRA); specifically, those regulations related to the generation, treatment and storage of hazardous waste. Please find enclosed a copy of the inspection report for your reference. Subsequently, the U.S. EPA issued Solutia a Request for Information on November 24, 2006. Solutia responded to this request with a submittal dated December 22, 2006 (Information Request Reply).

Based on information provided by Solutia personnel, review of records, personal observations made by the inspector at the time of the investigation, and Solutia's Information Request Reply, the U.S. EPA has determined that Solutia is engaged in the storage of hazardous waste without a permit, and is in violation of certain requirements of the Illinois Administrative Code (IAC) and United States Code of Federal Regulations (CFR). To be eligible for the exemption from the requirement to obtain a hazardous waste storage permit, Solutia must be in compliance with the conditions of 35 IAC §§ 722.134(a) and (c) [40 CFR §§ 262.34(a) and (c)]. We find that Solutia was/is in noncompliance with the following conditions for a hazardous waste storage permit exemption, and in violation of the following requirements:



Waste, Pesticides and Toxics Division

Type of Document: ☒ Notice of Violation and Inspection Report/Checklist
☐ No Violation Letter and Inspection Report/Checklist
☐ Letter of Acknowledgment
☐ Information Request
☐ Pre-Filing and Opportunity to Confer
☐ State Notification of Enforcement Action
☐ Notice of No Additional Enforcement
☐ Other Correspondence

Facility Name: Solutia, Inc. W.G. Krummrich Plant

Facility Location: 500 Monsanto Avenue

City: Sauget

State: Illinois

U.S. EPA ID#: ILD00802702

Assigned Staff: Todd Brown

Phone: (312) 886-6091

Name	Signature	Date
Author	<i>Todd Brown</i>	1/16/07
Regional Counsel	<i>James / Ch</i>	1/16/07
Section Chief	<i>Laura M. Jones</i>	1/16/07
Branch Chief		

Directions/Request for Clerical Support:

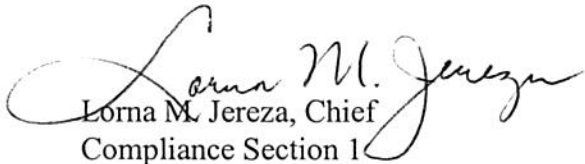
After the Section Chief/Branch Chief signs this sheet and original letter:

1. Date stamp the cover letter;
2. Make four copies of the contents of this folder:
 - One copy for the assigned staff;
 - One copy for the section file;
 - One copy for the branch file; and
 - One copy for the official file.
3. Make any additional copies for cc's or bcc's.
4. Mail the original certified mail and distribute office copies and cc's and bcc's.
Once the certified mail receipt is returned:
5. File the certified mail receipt (green card), with this sign-off sheet and the official file copy, and take to 7th floor RCRA file room;
6. E-mail staff the date that the letter was received by facility.

At this time, U.S. EPA is not requiring Solutia to apply for a hazardous waste storage permit so long as it immediately establishes compliance with the conditions for an exemption outlined above. According to Section 3008(a) of the Resource Conservation and Recovery Act (RCRA), U.S. EPA may issue an order assessing a civil penalty for any past or current violation and requiring compliance immediately or within a specified time period. Although this letter is not such an order, you are hereby requested to submit a response in writing to this office no later than thirty (30) days after receipt of this letter documenting the actions, if any, which have been taken since the inspection to establish compliance with the above conditions and requirements.

You should submit your response to Todd C. Brown, U.S. EPA, Region 5, 77 West Jackson Boulevard, DE-9J, Chicago, Illinois 60604. If you have any questions regarding this letter, please contact Mr. Brown, of my staff, at (312) 886-6091.

Sincerely yours,

A handwritten signature in cursive script, reading "Lorna M. Jereza". The signature is written in dark ink and is positioned above the printed name and title.

Lorna M. Jereza, Chief
Compliance Section 1
Enforcement and Compliance Assurance Branch
Waste, Pesticides and Toxics Division

Enclosure

cc: Todd Marvel, Illinois Environmental Protection Agency